

Remarks

Reconsideration of this Application is respectfully requested.

Upon entry of this Reply, claims 1-25 are pending in the application, with 1 and 13 being the independent claims.

Based on this Reply and the following remarks, Applicant respectfully requests that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Allowance of Claims 13-25

Applicant acknowledges with appreciation the Examiner's allowance of claims 13-25.

Rejection under Judicially Created Doctrine of Obviousness-Type Double Patenting

The Examiner rejected claims 1-12 under the judicially created doctrine of obviousness-type double patenting over claims 1-24 of Applicant's parent U.S. Patent No. 6,663,518. The Examiner stated that "[a]lthough the conflicting claims are not identical, they are not patentably distinct from each other because the application claim(s) is merely broader than the patent claim(s). Once an applicant has received a patent for a specific embodiment, he is not entitled to a patent for a generic or broader invention; the more specific anticipates the broader. *In re Goodman*, 29 USPQ 2d 2010 (Fed. Cir. 1993)."

Additionally, the Examiner provisionally rejected claims 1-12 under the judicially created doctrine of obviousness-type double patenting over claims 1-13 of Applicant's co-pending Application No. 10/684,197, for analogous reasons as set forth above.

In response to the foregoing rejections, Applicant submits herewith Terminal Disclaimers in compliance with 37 CFR §1.321(c) to overcome both the actual and provisional double patenting rejections. Submitted concurrently herewith is an Assignment confirming that parent U.S. Patent No. 6,663,518 (and all applications that claim the benefit of the '518 patent, including non-provisional applications, continuing (continuation, divisional, or continuation-in-part) applications, reissues, extensions, renewals and reexaminations of the '518 Patent, including, but not limited to, U.S. Patent Application No. 10/684,197, filed October 14, 2003, and U.S. Patent Application No. 10/734,645, filed December 15, 2003) was assigned to 2XJ effective June 1, 2003.

It is believed that the accompanying Terminal Disclaimers fully overcome the sole ground of rejection of claims 1-12.

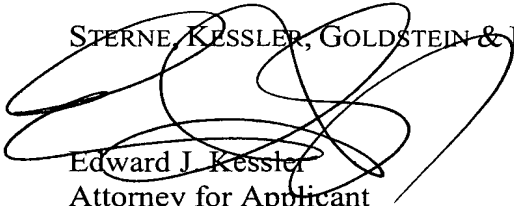
Conclusion

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicant believes that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

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